

REMARKS

I. Introduction

The Current Action rejects claims 1-24 under 35 U.S.C. § 102(e). This Response traverses the rejection for each of the pending claims. In light of the arguments contained herein, the Applicants respectfully ask the examiner to withdraw all outstanding rejections. Claims 1-24 remain pending in the present application.

II. Arguments

Claims 1-24 stand rejected as anticipated by *Shambroom*, U.S. Patent No. 5,923,756 (hereinafter *Shambroom*). The Applicants respectfully remind the Examiner, however, that M.P.E.P. § 2131 requires *Shambroom* to teach each and every limitation of the rejected claims before it can be considered anticipatory. M.P.E.P. § 2131 further requires that *Shambroom* arrange each of the elements as the claims require. The Applicants respectfully assert that *Shambroom* does not meet these requirements for claims 1-24, and thus, does not anticipate them.

Claim 1 recites “generating a data entry related to the progress of said data operative transaction in a destination database.” In attempting to meet this limitation, the Current Action equates the data entry of claim 1 to “additional information which will be used to encrypt future transmissions between client 200 and network server 300,” found in *Shambroom* at column 7 lines 28-30. However, claim 1 further recites “preserving said association of said data entry with said data operative transaction in said destination database so long as said data operative transaction is active in said network.” In an attempt to meet this limitation, the Current Action contends that the “data entry” is a record created by the shell program found at column 4 lines 2-9. Without conceding the validity of either contention, the Applicants respectfully point out that the Examiner can not meet the data entry of claim 1 by using a different “data entry” of *Shambroom* to meet each limitation involving a “data entry.” Instead, the M.P.E.P. requires the Examiner to find a single “data entry” in *Shambroom* that meets all of the limitations in claim 1 that define a “data entry.” Thus, *Shambroom* does not teach all of the claimed limitations. Therefore, the Applicants respectfully assert that for the above reasons claim 1 is patentable over the 35 U.S.C. § 102 rejection of record.

Claim 14 recites “information tracking the progress of said data operative transaction.” In attempting to meet these limitations, the Current Action relies on a record created by the shell program of *Shambroom*. However, as argued above, the shell program merely records the identity of a user and the date/time of his connection. *See Shambroom* column 4 lines 7-8. This is not information tracking progress of a data operative transaction, but rather is a mere notation that a connection has been established. Thus, *Shambroom* does not teach all of the claimed limitations. Therefore, the Applicants respectfully assert that for the above reasons claim 14 is patentable over the 35 U.S.C. § 102 rejection of record.

Claim 20 recites “establishing a plurality of data entries related to the progress of said data operative transaction in a destination database.” In attempting to meet these limitations, the Current Action cites the abstract of *Shambroom* which teaches that “the network server may use client-authenticating information to obtain permission data from the validation center for use in accessing the destination server.” The abstract is not different in substance than that of column 7 lines 40-50, described above, and neither describe data entries related to the progress of a data operative transaction. Instead, both relate to acquisition of an encryption key that is used to authenticate access. Thus, *Shambroom* does not teach all of the claimed limitations. Therefore, the Applicants respectfully assert that for the above reasons claim 20 is patentable over the 35 U.S.C. § 102 rejection of record.

Claim 24 recites “a plurality of data entries related to the progress of said memory device control transaction in a destination database.” The Current Action cites the Abstract lines 13-15 as teaching “obtaining data from a destination server.” However, at this citation, the Abstract teaches acquisition of “client-authenticating information to obtain permission data from the validation center for use in accessing the destination server,” *see Shambroom* Abstract lines 13-15. This citation describes an authentication method of accessing the destination server, but fails to describe data that may be obtained from it. However, even if the Abstract taught “obtaining data from a destination server” as the Current Action contends, mere “data,” possessing no limitation but its source, can not be equated to “data entries related to the progress of said memory device control transaction.” Thus, *Shambroom* does not teach all of the claimed limitations. Therefore, the Applicants respectfully assert that for the above reasons claim 24 is patentable over the 35 U.S.C. § 102 rejection of record.

Claims 2-13 and 21 depend either directly or indirectly from claim 1, claims 15-19 and 22 depend either directly or indirectly from claim 14, and claim 23 depends directly from claim 20. Each of claims 2-13, 15-19, and 21-23 inherit all of the limitations of their respective base claim, and each sets forth features and limitations not recited by *Shambroom*. Therefore, the Applicants respectfully assert that for the above reasons claims 2-13, 15-19, and 21-23 are patentable over the 35 U.S.C. § 102 rejection of record.

III. Conclusion

In view of the above amendment, Applicants believe the pending application is in condition for allowance.

Applicants believe no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 08-2025, under Order No. 10992150-1 from which the undersigned is authorized to draw.

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